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January 9, 2006

**Via Hand Delivery**

Mr. Charles Terreni  
Chief Clerk of the Commission  
Synergy Business Park  
101 Executive Center Dr.  
Columbia, SC 29210

RECEIVED  
2006 JAN -9 PM 4:00  
SC PUBLIC SERVICE  
COMMISSION

**Re: SMI Steel – South Carolina  
SCE&G Annual Review of Base Rates for Fuel Costs  
Docket No. 2006-2-E  
Our File No.: 7-1497-100**

Dear Mr. Terreni:

Enclosed please find for filing an original and ten (10) copies of the Petition to Intervene of the SMI Steel-South Carolina in the above-captioned matter. By copy of this letter, I am serving all parties of record.

I have enclosed an extra copy of this petition which I would ask you to file stamp and return to me via my courier. If you have questions, please do not hesitate to contact me.

Sincerely yours,

*E. Wade Mullins*

E. Wade Mullins, III

EWM/lg

Cc: Counsel of Record  
Damon E. Xenopoulos, Esq

FILED DATE: *OK D. Duke*

**BEFORE THE  
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**South Carolina Electric & Gas Company  
Annual Review of Base Rates for Fuel  
Costs**

**Docket No. 2006-2-E**

**PETITION TO INTERVENE OF SMI STEEL-SOUTH CAROLINA**

Pursuant to S.C. Reg. 103-836, SMI Steel-South Carolina ("SMI") hereby petitions to intervene in the above-captioned proceeding. SMI states the following grounds in support of its petition:

1) SMI owns and operates a steel producing facility in Cayce, South Carolina. This facility utilizes an electric arc furnace ("EAF") to melt and recycle steel. This process requires SMI to purchase very large quantities of electricity from South Carolina Electric & Gas Company ("SCE&G") at a cost of millions of dollars a year. Because the cost of electricity is one of the major costs of steel-making utilizing an EAF, the cost of electric power directly affects SMI's ability to produce steel at a competitive price. SMI is one of the largest retail customers of SCE&G.

2) The Commission has instituted this proceeding to consider whether to adjust the base rate amount designed to recover fuel costs. Due to the magnitude and unique characteristics of its load, SMI cannot be represented adequately by any other party to this proceeding. At this stage of the proceeding, SMI has not fully determined what positions it may take.

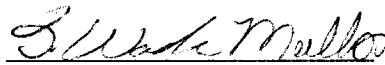
3) SMI's mailing address is:

SMI - South Carolina  
310 New State Road  
Cayce, SC 29033

4) SMI is represented by the Washington, D.C. law firm of Brickfield, Burchette, Ritts & Stone, P.C. in various matters regarding electric rates and service. In the past few years, attorneys of the firm have appeared before this Commission, the Federal Energy Regulatory Commission, and many other state utility commissions. In accordance with Rule 103-804 S.(1)(b) of the Commission's Rules of Practice and Procedure, Brickfield, Burchette, Ritts & Stone, P.C. will associate with E. Wade Mullins, III, Esq. of Bruner, Powell, Robbins, Wall & Mullins, LLC, local counsel licensed to practice in South Carolina. An appropriate Motion for Admission Pro Hac Vice will be filed with this Commission. Service and correspondence regarding this proceeding should be sent to both of the undersigned.

WHEREFORE, for the reasons set forth above, SMI respectfully requests permission to intervene as a party of record and participate fully in this proceeding.

Respectfully submitted,



E. Wade Mullins, III, Esq.

Joey R. Floyd, Esq.

Bruner, Powell, Robbins, Wall  
& Mullins, LLC

P.O. Box 61110

Columbia, South Carolina 29260

(803) 252-7693

*Attorneys for SMI Steel-South Carolina*

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Washington, D.C. 20007  
*Attorneys for SMI Steel-South Carolina*

January 9, 2006

## CERTIFICATE OF SERVICE

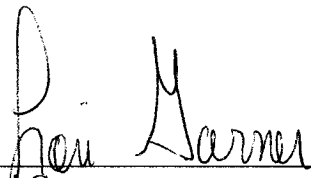
I, Lori Garner, an employee at Bruner, Powell, Robbins, Wall & Mullins, LLC, attorneys for the Intervener of SMI Steel-South Carolina, do hereby certify that on this 9<sup>th</sup> day of January, 2006, I served the Petition to Intervene of SMI Steel-South Carolina by regular mail, with sufficient postage affixed thereto and return address clearly marked, to the following addresses:

Patricia B. Morrison, Esquire  
SCANA Service, Inc.  
Legal Department – 130  
Columbia, SC 29218

Shannon B. Hudson, Esquire  
Office of Regulatory Staff  
1441 Main Street, Suite 300  
Columbia, SC 29201

Mitchell M. Willoughby, Esquire  
Willoughby & Hoefer, P.A.  
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Lori Garner